

THE HON'BLE SRI JUSTICE C.V. NAGARJUNA REDDY
AND
THE HON'BLE SRI JUSTICE T. AMARNATH GOUD

Writ Petition No.5739 of 2018

DATED:28-02-2018

Between:

P. Raja Sekhar Reddy ... Petitioner

And

The State of Andhra Pradesh
Rep. by its Principal Secretary
Home Department,
Secretariat Buildings
Velagapudi, Amaraathi
Guntur District
and others ... Respondents

COUNSEL FOR THE PETITIONER: Mr. Manohar Reddy Mallasani

COUNSEL FOR RESPONDENT NOS.1 to 4: A.G.P. for Home,
attached to the office
of the Advocate
General (AP)

COUNSEL FOR RESPONDENT NO.5 : -

THE COURT MADE THE FOLLOWING:

ORDER: (*per the Hon'ble Sri Justice C.V. Nagarjuna Reddy*)

This writ petition is filed for issue of habeas corpus directing the respondents to produce K. Vaishnavi, purported wife of the petitioner (“the alleged detainee”), before the Court and set her at liberty.

As undertaken by the learned Government Pleader for Home (AP) the Police have produced the alleged detainee before the Court. Respondent No.5, father of the alleged detainee, and his wife are also present in the Court. During the hearing, the alleged detainee while admitting that she married the petitioner without the knowledge and consent of their parents, however, stated that as she is interested in her career she is not prepared to join the petitioner and that she is under the care and custody of her parents with her free will and consent. Though the petitioner has spoken to the alleged detainee with the permission of the Court, the latter has refused to join his company.

In the light of the above, we are convinced that the alleged detainee is not in illegal custody of respondent No.5. Therefore, the writ petition is dismissed with liberty to the petitioner to avail appropriate legal remedies seeking

enforcement of his rights as the husband of the alleged
detenue.

C.V. NAGARJUNA REDDY, J

T. AMARNATH GOUD, J

28-2-2018

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